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| APPLICATION NUMBER | FILING OR 371 (c) DATE | FIRST NAMED APPLICANT | ATTORNEY DOCKET NUMBER |
|--------------------|------------------------|-----------------------|------------------------|
| 10/803,081 | 03/18/2004 | Yasuyoshi Kato | 8215.138 |

CONFIRMATION NO. 4171

FORMALITIES LETTER



OC000000012839388

LINIAK, BERENATO & WHITE
Suite 240
6550 Rock Spring Drive
Bethesda, MD 20817

Date Mailed: 06/02/2004

NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

07/29/2004 CNGUYEN 00000027 10803081

FILED UNDER 37 CFR 1.53(b)

| | |
|------------|-----------|
| 01 FC:2001 | 385.00 OP |
| 02 FC:2051 | 65.00 OP |
| 03 FC:1053 | 130.00 OP |

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.
Applicant must submit \$ 385 to complete the basic filing fee for a small entity.
- The oath or declaration is missing.
A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.
- The application was filed in a language other than English. Applicant is required to provide an English translation of the specification and a statement that the translation is accurate. (See 37 CFR 1.52(d)).
- Applicant must file an English translation of the application, the \$ 130 fee set forth in 37 CFR 1.17(i), unless previously submitted, and a statement that the translation is accurate (37 CFR 1.52(d)).
- Because your specification was filed in a language other than English, the Office was unable to determine the number of claims submitted. Additional claim fees may be due once the number of claims can be determined.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
 - The drawing figures contain text that is not in English (including, for example, a flow

chart that was originally not in English that has been marked up to include the English text) (see 37 CFR 1.84(p)(2) and 37 CFR 1.52(d)(1)). See Figure(s) 1-4.


SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$580** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.
- **\$130** for English translation surcharge required.

Replies should be mailed to: Mail Stop Missing Parts
Commissioner for Patents
P.O. Box 1450
Alexandria VA 22313-1450

*A copy of this notice **MUST** be returned with the reply.*


Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



PATENT APPLICATION

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re the Application of:

KATO et al.

Group Art Unit: Unknown

Application No.: 10/803,081

Examiner: Unknown

Filed: March 18, 200

Attorney Dkt. No.: Unknown

For: EXHAUST HEAT RECOVERY SYSTEM

RESPONSE TO NOTICE TO FILE MISSING PARTS

Commissioner for Patents
Washington, D.C. 20231
ATTN - BOX MISSING PARTS

July 28, 2004

Sir:

In response to the Notice to File Missing Parts of Application dated June 2, 2004 (copy attached), the following are enclosed:

☒ \$65.00 as payment of the surcharge for late submission of Declaration along with executed Declaration/Power of Attorney;

☒ \$130.00 as payment of the surcharge for late submission of the Verified Translation of the Application along with verified translation of application and Preliminary Amendment;

☒ 4 Sheets of formal Replacement Drawings (Figs. 1-4) containing English-language text;

☒ \$385.00 as payment for the small entity filing fee;

☒ An Information Disclosure Statement with Form PTO-1449, 1 refs. with translation;

☒ \$40.00 as payment for the recordation of the Assignment along with Assignment

Cover Sheet and executed Assignment.

The Examiner is respectfully requested to acknowledge that all of the requirements of 35 U.S.C. §111 have been met.

Please charge any fee deficiency or credit any overpayment to Deposit Account No. 50-0548.

Respectfully submitted,



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MWS/ts